App.F.IX-4]

1924.

File No. 298-24

Previous References. (Courts)

Serial Nos. 1-12

preserve

Later references.
1. 496-25-1
496-25-4

GENERAL & REVENUE SECRETARIAT

Serial Nos. 12

Part B for December of 25 :

SUBJECT

Delay in the disposal of possession cases under chapter XII of criminal procedure code by the Sub Dn. and Asst Commissioner Magistrates

---

Jonop 3034-42-9/15-12-25

Form Dmis of Deeds
.. Regr & Chief Cou

Requests the Dist Magts to issue suitable instructions to the subordinate Magistrates to guard against undue delay in the disposal of such cases in future

Manasamany Iyengar
18/12/25-

GENERAL AND REVENUE SECRETARIAT.

(Cls)

NOTES.

Cls File No. 298-2

FILE HEADING.

Inordinate delay in the disposal of possession Cases under Chapter XII of Cr: Pr: Code by the Subdivisional and Asst Commissioner Magistrates.

From

The 1st Member of Council.

No. Dated 25/6/25 Received

Diary No. 5481 P	Enclos.	Spare Copies.	Serial No. 1.

BRIEF ABSTRACT OF LETTER.

re the inordinate delay in the disposal of possession Case under Chapter XII of Cr: Pr: Code by the Sub divisional and Asst: Commissioners Magistrates.

NOTES AND ORDERS.

First Sheet.

5481/P.24

REPLY

(*To be written on this margin.*)

No. 191

OFFICE OF THE FIRST MEMBER OF COUNCIL.

NOTE

Dated.... 25th June .....*192* 5.

In the course of discussion of budget during the recent session of the Representative Assembly, it was brought to the notice of Government by some of the members that there has been inordinate delay on the part of some of the Sub-Division Magistrates in the disposal of possession cases under Chapter XII of the Criminal Procedure Code. The attention of all the District Magistrates may be invited to this complaint, and they may be requested to obtain from the Sub-Division Magistrates in their district a statement of possession cases pending for more than three months on the 1st July 1925, with reasons for the long pend in each of the cases, and send it to Government with their remarks.

Local. & Legis. Secretary,)
with compliments.)

(23

General and Revenue Secretariat.

C5 File No. 298 443 Split of 1924

Serial No.

To

2 The Dist. Magistrates of all Districts.

P. 33-40 Dated 8/7/25

Requests to forward for the information of Govt. a Statement of possession Cases pending with the Sub-division and Asst: Commissioner magistrates for more than three months on the 1st June 1925

with reasons for the long pendency in each of the Cases along with the remarks

Secs 4/7

3 From

D. M. Kadur Dt. Letter no nil dd 14.7.25.

States that the Asst Comrs report that no cases are pending with them for more than 3 months

Secs 14 22/7

4) Sub. Reports from other DCs may be awaited

B 21/7/25 Asst 21/7

5) 8/8 20 21/7

Secs 22/7

From

4 Med. M. Kolar letter no je 10) 24.7.25

5 " Bangalore - - " 23.7.25

Forwards a Statement of possession cases pending with the ~~remains~~ Sub Dy Magistrate ~~in the~~ for more than 3 months ~~stating that no possession case is pending with the~~ Sub Dy Magistrate, Kolar

6 Asst. Reports from other DCs may be awaited

7) 7/8 28 29/7

Secs 30/7

B 28/7/25 Asst 29/7

NOTE—Contn. Sheet

G.B.S. III-2]

11 of 25
P

WD 2119—G2B—10.

General and Re
Secretariat.

(5) File No. 2 [illegible] of 1924 25

Serial No.

From

The Dy Secretary. I. [illegible] no D2 Dis 20/9/27 2/9/25 6

Forwards statement showing the pendency in the several courts with his remarks.

Reports from Mysore, Tumkur, Hassan and Shimoga are due. Their receipts may be awaited for a fortnight more

By and then reminders may be issued if required

3/11/25

Ans 4/8

Rec 5/11

7/8

From

The D. M. Hassan. Letter no J2-0-25 dt 27/9/25 7

Forwards the statements showing the pendency in the several courts with his remarks.

Put with other Dists of Mysore Tumkur and Shimoga

By 8/12/25 Ans 4/9

11) Issue Circ 7.9 and no P 14656 dt 9.9.25

From

The Dy Com. Shimoga Dt. 8

Letter no JE 16/25-26 dt 4-9-25

Forwards a statement of possession cases pending with the Subordinate Court Magistrates for more than 3 months on 1-9-25

12) Reminders have been issued to the Dists of Mysore and Tumkur. The receipt of reports from these Dts may be awaited

By 9/9/25 Ans 9/9

13) Yes. Circ 11/9

17/9/25

NOTE—Contn. Sheet

1487 S(5

[App. F. III—2

General and Revenue Secretariat — C5 — File No. 298 — of 1924-25

Serial No 9

From
The D.M. Tumkur
Letter no je 23 dt 27/29-9-25
Forwards the statement of prosecution case pending with the Subdn Asst Cmr magistrate for more than 3 months on 1st July 1925
Filed
14) the report from the Dm. mysore is yet due
Put with draft Rr 15) Issue
cav

Issued cumf. no
P 5289 4-10-25

3/10/25
Asst
Sptd

From

10

The Dm mysore. Letter no C 29/j dt 2-10-25
Forwards the statements of prosecutions case pending with the Srirangapatna Subdn Asst Cmr magistrate for more than 3 months on 1st July 1925 except the case of French Rocks Srirangapatna
Filed
16) The receipt of further report from the Dm mysore may be awaited for a week more and then Rr issued if necessary
17) Yes cav
14/10

Sm A
14/10

12/10/25
Asst
14/10

18) Issued with reminder
20/10
Asst
28/10

19) Issue
cav
27/10

From

11

The D. M. ---pore. letter no D.Dis 298 dt 12 X 25

Forwards the statement of prosecution cases pending with the Asst Sessions Cmr. magistrate French Rocks Srirangapatna for more than 3 months on 1st July 1925.

NOTE—Contn. Sheet

Serial No.

20) May I guess the number of cases pending in each Dt. on 1st July 1925 for more than 3 months with reasons for the delay. The number of cases wherein adjournments had to be granted on account of the absence of magistrates from headquarters is shown separately against each Dt. Some of these cases have also been adjourned also on account of the absence of parties or witnesses.

21) Send works reference to para (11) above

Dy 26/11/25 Dtl Secy 17.11

Apn 17/11

22) From the Consolidated Statement (XIV), it is seen that in Kolar Dt, (Chickaballapur Sub. Div, C. R. C. No 15 filed on 14-2-24, has undergone several adjournments owing to the absence of counsel who has undergone an operation.

23) It is very unsatisfactory that the case should be adjd to the inconvenience of the parties & witnesses to suit the convenience of a particular counsel who has to make arrangement to conduct the case during his absence.

24) Similarly in 12/24-25, case was adjd owing to the delay in presenting the Such things are to be avoided.

25) Chitaldrug. Delay in the disposal of 11 cases is due to Jamabandi & other work. This is very unsatisfactory as it is the duty of magistrates to adjust their magisterial work as not to clash with Revenue work.

26) Hassan. Same remarks apply to 3 cases adjd owing to the absence of the Magistrate from Hd. Qrs.

Notes—Contn. Sheet

205.6

(77)

App. F. III—2

General and Revenue Secretariat

C5 File No. 298 of 1924-25

Serial No.		
28)	Shimoga, (Thirthahalli Sub-Stn)	3 Cases were adjd. owing to absence of parties & their Counsel. The reason stated is that the Court is situated at some distance from public offices. The Magistrate ought to have taken vigorous steps according to Law to put down such tendency on the part of Counsel & parties who are non-cooperating on the flimsy ground that the Court is located at a distance from public offices. It appears that the Magistrate is actually encouraging such a tendency.
29)	Mysore.	8 Cases were delayed in the disposal owing to the absence of the Magistrate from Head Quarters. The same remarks as in Chitaldrug cases apply.
30)		The Dist. Magistrates may be asked to issue suitable instructions to the Subordinate Magistrates to minimise delay. Dist. Magts may be asked to inspect the offices & deal with the cases of delay strictly. They should also feel the responsibility imposed upon them & see that avoidable delays occurs in the disposal of Cases arising within their Dists.
47D 19.11	31)	A despatch on the lines of the D.O. dated 19.11.25 from the Chief Court, I have in the matter communicated for approval by 20/11

Note—Contn. Sheet

2509/25

8 (8

[App. F. III—2

neral and Revenue
Secretariat

05 File No 298 of 1924-25

Serial No.

32) Put with a draft for
Sd 25/11/25 Secy
25/11 1st Mem

2nd 1.12.25

33) A fair typed draft
as revised may be put up
for signature

Secy
-25/11
Sd
25/11
Secy
30/11

DEWAN'S OFFICE.
RECD. ON 8 DEC. 1925
Reg. No. Lr. 238

Sd
1/12

Sd
2/12
Cal
2/12

25
2/12

34) Put with a fair typed draft
Sd 1st Member
5/12/25
5/12

Secy
-5/12

176
7.12

35 Appr
To be submitted for Dewan's
perusal before issue

Sd
7/12

Dewan Lee 4/7

11 R.

Sd
8/12
Secy
8/12

Issue
Sd
12/12
Secy
12/12

12 To the Dtrs of Distts
.. Regr Chief Court.
Genl. Dept. 3036-429 15th-12-25.
Requests the Dtrs to issue suitable
instructions to the subordinate magistrates
issue guard against undue delay in the
disposal of possession cases in future

14/12

NOTE—Contn. Sheet

G. R. S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

District	No of cases pending for more than 3 months on 1st July 1925	Reasons for the delay	Remarks by Govt.
Kadur D.	nil		
Kolar D.	9. ——	Non appearance of witnesses and parties in 4 cases. Non receipt of report from the Police. 2 cases. Effecting conformity 1 case. Due to absence of counsel - 2 cases.	Nil.
Bangalore	5.	Absence of parties. 1 case. Effecting conformity - 1 case. Changing magistrates - 3 cases.	Nil.
Chitaldrug	13.	Jamabandy and other work —— 5 cases. Absence of parties & request of counsel - 2 cases.	Delays unsatisfactory as they bring up a serious arrears previously the Administration should be called.
Hassan.	14.	Magistrate's absence from headquarters — 3. Effecting conformity — 1. Absence of parties or witnesses — 6. Awaiting the result of appeal in a connected case — 1.	DO -.
Shimoga.	2.	Absence of parties - 2. (One accused of the distance of the Court at Sirsi.)	The cases referred have been adjourned from day to day and the explanation is not quite satisfactory.
Tumkur.	6.	Absence of parties or absence of parties - 4. Absence of witnesses - 1. Non receipt of report from the Police — 1.	Strict instructions have been issued to the Police by the prompt in furnishing the reports called for.
Mysore	21.	Absence from headquarters of the magistrate - 8. Absence of witnesses - 13.	The explanation given for the delay in the disposal of 8 cases is the accused

N. B.—Should routine notes be written on small slips the notes must be cipoed, or slips pasted on this form.

App. I. VI-G1.]

SUBJECT .....

.....

.....

Section 45

File No. 298

Serial No. 2

Diary No. of letter replied to .....

No. 1733-40

General and Revenue Secretariat

( )

the *192*

To All Distt Magistrates

Sir,

I am directed to state that in the course of discussion of the Budget during the recent session of the Leg. it was brought to the notice of some of the members which there has been unnecessary and unusual delay on the part of some Sub-Divl Magistrates in the disposal of possession cases under ch. XII of the Cri. Proc. code, and to draw your attention to this complaint.

I am to request you therefore to see that good enough to obtain

over

Date of issue 8/7/25

Signed by M. Js

List of enclosures .....

Copied by [illegible]/27

Examined by .....

and forward for the information
of Govt. a statement of persons in
cases pending with the Sub-Div.
Bodyguard Magistrates for more than
three months on the 7th Aug 1925
with reasons for the long pendency
in each of the cases alongwith
your own remarks thereon

This may be treated as urgent

1/7

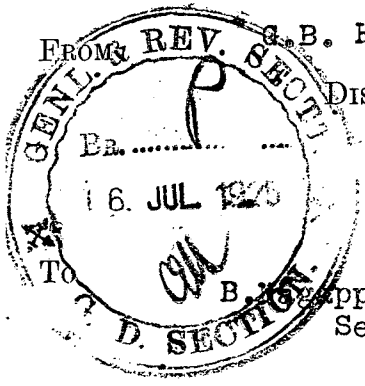
D. M. 1.
No. Mis 50
Encs. 12526

02762

Cts 298-24-3P 261/925

OFFICE OF THE DISTRICT MAGISTRATE,
KADUR DISTRICT.

Dated Chikmagalur, 14th July 1925.



From G.B. Heblikar, Esquire, B.A., LL.B.,
District Magistrate,
Kadur District.

To B. Venkappa, Esquire, Bar-at-law,
Secretary to Government,
Local & Legislative Departments,
Bangalore.

Sir,

With reference to your letter No: J 33-40 Cts. 293-24-1 dated the 3rd instant calling for a statement showing the number of possession cases pending with the Sub Division Assistant Commissioner-Magistrates in this District for more than three months on the 1st July 1925 with reasons for long pendency in each case, I have the honour to state that the Assistant Commissioners report that no cases are pending with them for more than three months.

16/7

16/7

I have the honour to be
sir,
Your most obedient servant,
G.B. Heblikar
District Magistrate,
Kadur District.

KSBR.14/7

438 925
P 6

04636

No.
Encs.

Office of the District Magistrate,
Kolar District.

Dated Kolar, the 24th July *1925.*

Cts 298-24-4

From

S. Hiriannaiya, Esq., M.A., B.L.,
District Magistrate, Kolar District.

P
16. JUL 1925
REV. SECT.
D. SECT.

To

B. Nagappa, Esq., Bar-at-Law,
Secretary to Government of Mysore,
Local & Legislative Departments, Bangalore.

Sir,

With reference to your letter No:P.33-40/Cts.298-24-1 dated 3-7-25, re: the statement of possession cases pending for more than 3 months on the 1st July 1925 before the Courts of the Sub Division Assistant Commissioner-Magistrates, I hav the honor to forward herewith a statement received from the Sub Division Officer, Chikballapur and to state that no possession case was pending before the Sub Division Magistrate, Kolar on 1-7-25.

I have the honor to be,
S i r,
Your most obedient servant,
Ramachandra
Treasury Assistant Commissione
For District Magistrate,
Kolar District.

V.V.R.

List of cases under Section 476 of the Criminal Procedure Code pending for more than 3 months on the 15th July 1925 in the Ex: Officio First Class magistrate's Court, Chikballapur Sub-Division

Serial no:	Number of case	Date on which case was taken on file	Reason for pendency
1	C.M.C No: 3/20-21	3-8-20	Certain records called for from the police have not been received. The case will be disposed of very soon
2	" 15/23-24	14.2.24	The counsel for one of the parties having undergone an operation in the Hospital several adjournments has to be given
3	" 29/23-24	1.5.24	Non appearance of parties or witness on the dates of hearing
4	" 34/23-24	27.9.24	Do Do
5	" 35/23-24	25.7.24	Some adjournments were taken for effecting a compromise in the case.
6	" 3/24-25	5.8.24	Non appearance of parties or witnesses on the dates of hearing
7	" 8/24-25	20.10.24	Do Do
8	" 12/24-25	3.1.25	Delay in the filing of written Statement by the Counsel.
9	" 14/24-25	18.11.24	Pending report from the police

Chikballapur
19.7.25

D.C. Subbarayappa.
1st Class Magistrate
Chikballapur

45

Ag Dis no. 3/25-26.04680 ans. 3.

4436

Cb 298-24-5

Office of the District Magistrate,

Bangalore District,

Dated Bangalore, 21st July 1925.

23

From

B. Venkoba Rao, Esq., B.A.,

District Magistrate,

Bangalore District.

To

B. Nagappa, Esq., Bar-at-Law.,

Secretary to the Government of Mysore,

Local and Legislative Departments,

BANGALORE.

Sir,

Adverting to your letter No.P.33-40/Cts.298-24-1 dated 3rd July 1925 requesting to obtain and forward for the information of Government, a statement of possession cases pending with the Sub Division Assistat Commissioner Magistrates for more than three - months on the 1st July 1925, I have the honor to forward herewith in original statements received from the marginally noted three -

1. Dodballapur Sub Division.
2. Bangalore Sub Division.
3. Closepet Sub Division.

} Sub Division Assistant Commissioner Magistrates and to observe that one case is pending with the Dodballapur Sub Division Assistant - Commissioner Magistrate and four cases with the Assistent Commissioner Magistrate of the Bangalore Sub Division. The ~~Personal~~ Assistant Bangalore Commissioner Magistrate is requested to close the cases early.

8/27/7

I have the honor to be.

Sir,

Your most obedient servant,

B. Venkoba Rao

District Magistrate,
Bangalore District.

Statement of possession cases pending with the Sub Divisional Magistrate on 1st July 1925, as called for, by the D.M. Bangalore D. with his No. J.C. 46 dated 6.7.1925

No.	Date of Institution	Names of the I Party	Names of the II party	Section of the law	Dates of all the adjournments	Explanation in detail for the delay	Remarks.
1	30.10.24.	Patel Veeradaregowda of Basanpur (Nelamangala Th.)	1) Budhylappa, of Basanpur 2) Govindiah. 3) Ramiah. 4) Bylamma of Byrasettihalli	144 C.P.C.	10.11.24; 11.11.24; 24.11.24; 5.12.24. 22.12.24; 5.1.25; 16.1.25; 24.1.25; 14.2.25; 14.3.25; 17.4.25 5.5.25; 18.5.25 2.6.25; 10.6.25; 2.7.25; 4.7.25; 8.7.25; 10.7.25.	Owing to the absence of witnesses & Counsel the case could not be proceeded with, as the parties themselves were unable to do the same, though they were directed to do so, many a time, the case was also posted at the spot to facilitate the examination of witnesses, & to dispose of the case earlier. There was absolutely no delay on the part of the Court for the pendency of this case;	—
2	Abscond 25	Dr. Ramaiah, Chamarajpet, Bangalore city					

DEPUTY COMMISSIONER'S OFFICE 1818 JUL 15 1925 BANGALORE DIST.

J.C. 25/26

Submitted to the D.M. Bangalore D. for his kind information

First Class Magistrate Doddaballapur Taluk

189

Statement showing the cases pending more than three months on 1st July 1925 in the Court of the Assistant Commissioner and First Class Magistrate Bangalore Sub-Division.

S.C. No.	Date of institution	Names of the First party	Names of the Second party	Section of law	Dates of all the adjournments	Explanation in detail for the delay.	Remarks
120 of 1923-24.	2.5.1924	(1) Narayanappa (2) Annayappa (3) Hanumappa	(1) Pattappa (2) Ramanna (3) Mastansabi (4) Byga (5) Gangu (6) Veerisami (7) Gangadhappa (8) Bajja	145 Cr. P. Code.	21.5.24 7.6.24 9.6.24 20.6.24 5.7.24 22.7.24 11.8.24 26.9.24 18.10.24 1.11.24 8.11.24 29.11.24 20.12.24 24.1.25 28.2.25 21.3.25 13.4.25 25.4.25 9.5.25 11.5.25 5.6.25 20.6.25 26.6.25 7.7.25	Change of Magistrates. Six witnesses for 1st party	
13/ 1923-24.	17.6.24	Ramanna Reddy	(1) Verappa Reddy (2) Venkatasami (3) Chikkapapaiah (4) Chikkaveerappa. (5) Papaiah.	—do—	12.7.24 13.9.24 30.9.24 25.10.24 10.11.24 6.12.24	Change of Magistrate Four witnesses for 1st party have been examined.	

					7.2.25	
					20.2.25	
					21.3.25	
					11.4.25	
					25.4.25	
					2.5.25	
					26.5.25	
					9.6.25	
					20.6.25	
					18.7.25	
6 of 1924-25	19.11.24	Gangala Erappa	Mottagga.	— do —	20.11.24 21.11.24 26.11.24 16.12.24 17.1.25 14.2.25 7.3.25 4.4.25 2.5.25 28.5.25 6.6.25 20.6.25 23.6.25 17.7.25	Charge of malpractice Seven witnesses for Prosecution have been examined.
7 of 1924-25	21.3.25	Channiyappa (1)	(1) Hollaccuma (2) Hanumayya (3) Munniyappa (4) Chowdamma (5) Chinnamma (6) Ganesha.	— do —	1.4.25 20.4.25 22.4.25 23.4.25 9.5.25 5.6.25 20.6.25 18.7.25	Liberty to be compounded.

DEPUTY COMMISSIONER'S OFFICE
2129
JUL 18 1925
BANGALORE DIST.

No 15 of 1925-26.

Memo

Submitted to the District Magistrate Bangalore District with reference to his Memo No J.C. 46 dated 6th July 1925.

16.7.25

First Class Magistrate
Bangalore Rural Dist.

Statement of Possession Cases pending in the Sub Divisional magistrates Court Closepet Sub Division for more than 3 months on the 1st July 1925 (prepared as per District magistrates memo No JC 4/6 dated 6-7-25)

Serial No	Date of institution	Names of the 1st party	Names of the 2nd party	Section of law	Dates of all the adjournments	Explanation in detail for the delay	Remarks
1	2	3	4	5	6	7	8
			nil		nil		

Closepet
7.7.25

Khoorshedalloo
Sr Asst Commissioner
& 1st Class magte

04974 473/P 10

From

S. Venkatarangam Esquire, B.A., B.L.,
District Magistrate,
Chitaldrug District.

CS 298-24-6

To

B. Nagappa, Esquire Bar-at-Law.,
Secretary to the Government of Mysor
Local and Legislative Departments,
B a n g a l o r e.

Dated

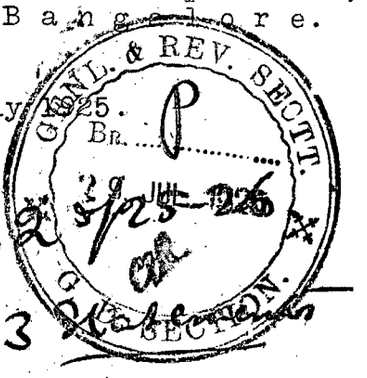
Despatched 27th July 1925.

Received

General No. 92 dis 25/7/25

No.

Enclosure No. 3



Sir,

Adverting to your letter No.P.33-40/ Cts. 298-24-1 dated 3rd July 1925 calling for a statement of possession cases pending with the Sub Division Assistant Commissioner Magistrates for more than 3 months on the 1st July 1925 with reasons for the long pendency in each of the cases, I along with my own remarks thereon, I have the honor to submit herewith the statements of such cases received from the Assistant Commissioner & 1st class Magistrates of this District, which contain the reasons assigned by them for the delay in their disposal. The cases included in the statements furnished by the Assistant Commissioner Magistrates of Davangere and Chitaldrug Sub Divisions have been pending from a long time and the explanations furnished by them do not appear to be satisfactory, as, with the exercise of a little more diligence on their part in drawing up their programmes of Jamabandi and other work and the avoidance of unnecessary adjournments, it

Statement showing the possession cases pending for more than 3 months in the Court of the First-class Magistrate Holitaldurg Sub Division as it stood on 1st July 1926:

S. No.	No. of case	Date of appearance of parties	Remarks.
	Mc. 4/24-25	28.8.24	4 witnesses have been examined. In this case 2 adjournments had to be granted at the request of the parties for time to file written statements; one for the unavoidable absence of 1st 1st party's pleader another for the absence of witnesses and six adjournments had to be made owing to the absence of the Magistrate on leave or on other urgent duty outside Head Quarters for Jamabandy etc.
2	Mc. 7/24-25	27-9-24	Four witnesses have been examined in this case also. One adjournment had to be granted at the request of the parties for filing the written statements; three at the request of lawyers (one of whom is at Davangere) on grounds of illness etc; 2 for the absence of witnesses and three owing to the absence of Magistrate on urgent inspection duty outside head quarters. These two cases will be brought to very speedy disposal. The delay in their disposal for the reasons noted above is regretted.

M.S. Srinivasa Iyer
First-class Magistrate
Holitaldurg Sub Div.

Statement showing the possession cases pending for more than 3 months in the court of the Treasury Assistant Commissioner and 1st class Magistrate, Chitaldrug, as it stood on 1st July 1925.

No.	No.of case.	Date of appearance of parties.	Remarks.
	Mis.No.9/ 24-25.	18-2-1925.	8 witnesses for 1st party have been examined and the case has been adjourned for the examination of witnesses for the 2nd party. Adjournments had to be granted owing to the absence of 2nd party and to file written statements by both the parties, at the request of the counsels on both sides and as the Magistrate was engaged in the trial of old police cases &c.
2.	Mis: No.10/ 24-25	29-1-1925.	10 witnesses have been examined on behalf of 1st party and the case has been adjourned for the examination of witnesses for 2nd party. In this case delay is due to the absence of 1st party and his witnesses and his counsel and as the Magistrate was engaged in other old police cases, Exhibition work and to the absence of presiding Magistrate on casual leave, adjournments had to be granted.

These two cases will be disposed of earry

1st class Magistrate,
Chitaldrug.

A list showing the possession Cases Adjourned for more than three m
(vide

Serial No.	No. of the Case & year	Name of 1st party	Name of 2nd party	Date of preliminary order.	Date of filing written statement	Section of the Act.	Total No. of days	Adjourned more than of fro
1	18/23/24	Chennabasappa Kaniwi	Benchappa & others	6.6.24	5.7.24	145 Cr.P.C.	14	
2.	19/23/24	Sidvalingavva. Kasipur.	Rudrappa & others.	19.6.24	18.7.24	Do	15	
3	20/23/24	Chennabasappa Kaniwi	Benchappa & others	20.6.24	5.7.24	Do	15	
4	1/24/25	Fowjdar allappa Kamanhally.	Billahally Mahadevan.	8.7.24	5.8.24	Do		
5.	21/24/25	Do	Do	8/[illegible]/24	5/[illegible]/25	Do		
6	6/24/25	Biappa - Bhanwally.	Basappa & others	15.9.24	27.11.24	Do	7	
7	11/24/25	Shankaramma Davangere.	Moojijavappa & others.	3.11.24	14.11.24	Do	7	
8	12/24/25	Patel Hanumappa Haralahally.	Dakkava & others	4.11.24	17.12.24	Do	6	
9.	13/24/25	Donigappa & others	Papanna & others	22.11.24	16.1.25	Do	7	
10.	19/24/25	Shanik Chennappa & others.	Savajji siddappa & others.	11.12.24	17.1.26	"	6	
11	22/24/25.	Dadasabi Mayakada.	Sannaningappa	15.1.25	3.2.25	Do	4	

N.B. Le
year
to his
dem

Deputy Commissioner
Bellary
21/7/25
2088

nths on 1.7.25 on the Court of the Asst Commissioner Bijnor
pp. 3 of 25/26 Dt. 6/7/25).

Davanpet.

...ments absence his.	No of adjournments due to absence of lawyers.	No of adjournments due to absence of witnesses.	No of adjournments due to absence of the magistrate on tour.	No of adjournments for want of time.
	3.	5	1	5
	6	1	3	4
	2	3	4	6
...ce disposed of	on 3.7.25.			
	Do.			
	1	4	1	1
	2.	2.	1	2 (Posted for orders)
	1	4	1	
	"	3	2	2
	"	—	2.	4
	—	—		
	—	—	2	2

...e these cases the adjournments have to be rather long owing to the numb... on file and to the limited time at the disposal of the Magistrate owing ...ence and other work, and also to the fact that he has to be out on tour ... a good part of the month.

Kandaswamy
Asst Commr

09844

No. J2-8-25

cases: three

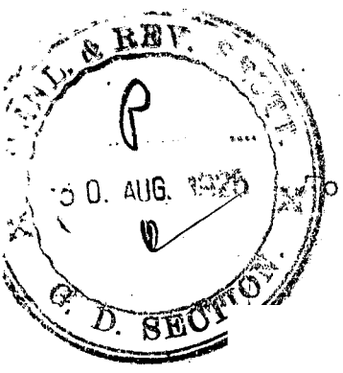
1011/P 825

Office of the District Magistrate,
Hassan District, 15
Dated Hassan, the 26th August 1925.

From

Ch. 298-24-7 2nd

R. NANASAMY RAO, ESQUIRE.,
District Magistrate,
Hassan District.



To

B. NAGAPPA, ESQUIRE., BAR.-AT-LAW.,
Secretary to Government,
Local and Legislative Departments,
B a n g a l o r e.

8/31/25

5/31/25

Adverting to your letter No. P.33-40 Cts. 298-24-1 dated the 3rd ultimo, in the matter of delay in the disposal of possession cases, I have the honor to forward herewith, as required the statements of such cases pending for more than 3 months on 1st July 1925, received from the three Sub Division Officer Magistrates in the District.

The frequent change of Magistrates, and the paucity of first class Magistrates in the District during the latter half of the year 23/24 which necessitated transfer of cases, have considerably contributed to the delay in the disposal of these cases.

The statements furnished by the Magistrates disclose that the delay was also due to many adjournments granted owing to their absence from Head quarters on the dates of hearing. The Magistrates could have easily avoided such delays if they had adjusted their programmes with reference to ~~suit~~ their judicial work also.

I have issued suitable instructions to the Magistrates to see that the pending cases are disposed of very early.

I have the honor to be,

Sir,

Your most obedient servant,

Treasury Assistant Commissioner Magistrate
for District Magistrate,
(Absent on tour)
Hassan District.

PVG.

Statement of possession cases pending with the Assi

Sub Division for more than three months as on

Sl. No.	Case No:	Name of the 1st party	Name of the 2nd party	Date of institution of the case	No: of adjournments	Reason	
						Parties absent	Witness absent
1.	8/23-24	Ramegowda and others	Venkata Ramaiya and others	27-10-23	23	2	13
2.	13/23-24	Puttaguri-gowda and others	Bore gowda and others	22-1-24	23	4	4
3.	14/23-24	Sakinabi	Sankegowda and others	22-1-24	20	-	5
4.	15/23-24	Mr. Mohadeen Sharif and others	Hyderabad and others	10-3-24	18	2	7
5.	21/23-24	Eeregowda and others	Mr. Thamsee	1-5-24	15	1	1
6.	1/24-25	Maddegowda and others	Narasimmaiya and others	22-10-24	8	-	2
7.	2/24-25	Kempamma	Ramachandra - Shetty	22-11-24	9		-

Land Commissioner and 1st class Magistrate Hoshiarpur

the 1st July 1925

No. of cases for adjournments	Absent of the Magistrate	adjourned for want of time	adjourned at the request of the party	Progress made	Remarks
8		1	1	8	There are about 22 In this Case ~~Witnesses~~ witnesses to be examined for the 1st party. Most of them were absent on several hearing dates. However the case for the 1st party has been closed & further proceedings are going on
5		3	5	2	Several adjournment were given as prayed for by the Parties on account of the absence of their Counsel. Parties & witnesses were also absent on several occasions Hence delay.
6		2	5	2	3 witnesses have been examined for the 1st Party. On account of other witnesses' absence the case has to be adjourned. In some occasions the process issued were not served properly
4		-	3	2	Enquiry on behalf of 1st Party has been closed. The delay is chiefly due to non appearance of parties & witnesses on the hearing dates
3		2	2	6	The Case for the 1st party has been closed. One witness remains to be examined on behalf of 2nd Party. The reason for delay is chiefly due to the ~~non-appearance~~ absence of witnesses & also the parties on the hearing dates
1		-	3	2	The delay is chiefly due to non appearance of witnesses. 7 witnesses have been examined for the 1st Party
4		1	3	1	The parties represented that an appeal with regard to the property has been pending before for the decision of which is the result of the case & prayed for adjournment Hence delay

[signature]
1st class Magistrate 11.7.25
Hoshiarpur

Statement of possession cases pending more than 3 months on the 1st July 25 in the Sub Division Assistant Commissioner Majisbate's Court, Sakleshpur Sub Division—

Serial No.	Case No.	Date of institution	Reasons for the long pendency —
	Mis Case No. 9 / 24/25	1. 10. 24	The Case was taken on file by my predecessor Majisbate— The 1st party has almost finished their examination At that stage they wanted an adjournment, as there was a chance of compromise. The case is finally adjourned for 11. 7. 25.

OFFICE OF THE DEPUTY COMMISSIONER 1041 11 JUL 1925 HASSAN

No. 96/25/26. Submitted to the District Majisbate No: J. 2-8-25 dated 4/7/25

M. S. Balakrishna
Assistant Commissioner
& Ex Officio 1st class Majisbate
10/7/25 Sakleshpur.

Statement showing the No of the cases pending for more than 3 months in the Treasury Asst Commissioner and Ex officio 1st Class Magistrate's Court on 1st July 1925.

Serial No	Case No	Date of Institution	No of adjournments given	Reason for pendancy.
1	This case No 3 / 24-25	16.10.24	8	2 adjournments were granted as the witnesses were not present. 2 adjournments were given as the magistrate was not at Hd Qrs. & the magistrate was on privilege leave 1 adjournment was granted. The evidence for the 1st party is almost complete and the evidence for the 2nd party will be taken on the date of next hearing
2	do 4 / 24-25	10.11.24	9	3 adjournments were granted owing to the absence of witnesses. 2 adjournments as the magistrate was absent from Hd Qrs. & the magistrate was absent on privilege leave 1 adjournment was given. The evidence for the 1st party is being proceeded with & the case will be closed soon
3	do 5 / 24-25	20.1.25	8	4 adjournments were given as the magistrate was absent from Hd Qrs and also on privilege leave. 2 adjournments were granted at the request of the parties. The evidence for the 1st party is almost complete & the case will be closed soon.

Treasury Assistant Commr
&
1st Class Magistrate
Hassan

9.7.25.

Jis

12012

1128/P/25

No: J.C.16/25-26
Encls:-one.

Office of the Deputy Commissioner
Shimoga District,
Dated, Shimoga the 4th September 25.

From

A. K. Syed Taj Peeran, Esquire, B.A.,
Deputy Commissioner, Shimoga District.

GENL. & REV. SECTT.
Br. P
7. SEP. 1925
To
G. D. SECTION.

B.Nagappa Esq., Bar-at-Law.
Secretary toGovernment, Local and Legislative
Departments, Bangalore.

Sir,

I have the honour to forward herewith a statement of possession cases pending with the Sub-Division Assistant Commissioner Magistrate for more than three months on the 1st July 1925, as called for in your letter No.P.33-40 Cts:298-24-1 dated 3rd July 1925.

I have the honour to be,
S i r,
Your most obedimnt servant,

For District Magistrate,
Shimoga District.

SIR.

Statement of possession cases pending with the Sub-Division Assistant Commissioner Magistrates of Shimoga District for more than 3 months on the 1st July 1925.

No.	Name of Court	Case No.	Date of Institution	Reason for pendency.
1.	Assistant Commissioner Magistrate, Thirthahalli Sub-Division.	C.Mis:3/23-24	5-11-23	Since disposed of on 3-8-25
	"	1/24-25	31-7-24	" 29-7-25
	"	5/24-25	30-9-24	It is stated that the delay in disposal of these cases is due to the fact that the building where the Court is held ~~is~~ being far away from other courts, the parties with their counsels find it very inconvenient to attend the Court in time. Cases will have to be unnecessarily and unavoidabl adjourned after waiting for them till 5 P.M. This could only be avoided if the Court is removed to a nearer building to the public offic
	"	6/24-25	1-10-24	
	"	11/24-25	7-3-25	
2.	"	Sagar. C.Mis13/24-25	4-2-25	There has been 5 adjournment One adjournment was granted at the request of both the parties for filing written statements and the other at the request of only the 1st party. All the witnesses had not come on the 3rd hearing day. The Magistrate was on leave on the 4th hearing day. Some of the witnesses have been examined on the 5th date of hearing.
3.	"	Shimoga	Nil	Nil.

District Magistrate's Remarks:- The cases should have been adjourned from day to day and disposed. The explanation is not quite satisfactory.

For District Magistrate,
Shimoga District.

BNR.

14874 do 298-24-9 1481/P/25

No. PL 23 25-26 Revl. Dept.

Office of the District Magistrate,
Tumkur District
Dated the 27/29th September 1925.

K.V. Ananta Raman, Esq., B.A.,
District Magistrate, Tumkur.

B. Nagappa, Esq., Bar-at-law,
Secretary to the Government of Mysore,
Local & legislative Departments, BANGALORE.

Sir,

As called for in your letter No. P.33-40/Pol 298-24-1 dated the 3rd July 1925, I have the honor to forward herewith, a statement of Possession cases pending with the Sub Division Assistant Commissioners/ Magistrates for more than 3 months on the 1st July 1925.

It will be seen from the statement that there were only 6 such cases- 1 on the file of the I class Magistrate Gubbi Sub Division and 5 on the file of the Treasury Assistant Commissioner and I class Magistrate. Two out of these 6 have since been disposed of and the remaining 4 are at various stages of enquiry. Suitable instructions have been issued to the Treasury Assistant Commissioner Magistrate to see that adjournments are not granted on flimsy grounds and that the cases now pending are disposed of very early. The District Superintendent of Police also has been directed to issue necessary and strict instructions to Police Officers to be very prompt in submitting the reports called for from them by Magistrates.

I have the honor to be,
Sir,
Your most obedient servant.

K. Ananta Raman
District Magistrate.

B.V.

Statement showing particulars of 'Possession Cases' pending on 1-7-1925 for more than 3 months on the Files of Assistant Commissioners & I class magistrates of Sub-Division.

Sl No	Name of the Court	No of Case with the date of Institution	No of adjournment	Reasons for adjournment: Absence of magistrate on leave or his being otherwise engaged	Absence of Witnesses	Absence of parties or their lawyers	Request of lawyers for time to file written statement	Request of parties for an adjournment	Remarks
1	I Class magistrate Gubbi Sub-Division	C. mis 14/24-25	3	—	1	—	—	—	The case has since been disposed of
2	I Class magistrate Maddagiri Sub-Div	No 'Possession Case' was pending in this Court on 1-7-1925							
3	Treasury Assistant Commissioner & I class magistrate Tumkur	C. mis 6/24-25 filed on 15-11-24	13	1	1	2	3	1	I Party's case closed II Party's case has just begun.
		C. mis 7/24-25 filed on 24-11-24	12	1	—	1	1	5	Case is now closed on both sides. Reserved for argument
		C. mis 10/24-25 filed on 28-11-24	7	1	3	—	1		Case was disposed of on 28-8-25
		C. mis 11/24-25	12	3	—	2	2	1	Report received from the Police is said to be imperfect & hence the case is pending.
		C. mis 12/24-25 filed on 5-12-24	— Report called for from the Police on 5-12-24 has not till now been received in spite of 3 reminders.						

Yr Chandrasekhar
District magistrate

1538 P 25 2 28

1550 Enc 1

Office of the Deputy Commissioner, Mysore District,

Dated Mysore, 7th October *1925.*

No 298-24-10

FROM

A.V. Ramanathan, Esq.,B.A.,
District Magistrate &
Deputy Commissioner, Mysore District,
Mysore.

To

B. Nagappa, Esq.,Bar-at-Law.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Bangalore.
Local & Legis.Departments.

Sir,

I have the honor to forward herewith a statement of possession cases pending on 1st July 1925 with the Assistant Commissioner Magistrates of this District except that of French Rocks Sub Division who has not furnished figures in spite of three reminders issued to him one of which was a D.O. to state that the information relating to French Rocks Sub Division will be forwarded on its receipt.

Another urgent reminder has this day been sent.

I have the honor to be,

Sir,

Your most obedient servant,

For District Magistrate,
Mysore District.

A.N.

From

THE DEPUTY COMMISSIONER,
MYSORE DISTRICT,
MYSORE.

To

THE SECRETARY
TO THE GOVERNMENT OF MYSORE,
BANGALORE.

Dated 7th October 1925.

Despatched

ived

General No. C.89/J.25-26.
No.

Enclosure No

Forwards a statement of posses
cases pending on 1st July 1925 in
the Courts of the Assistant Commi
sioner Magistrates in the Distric

Statement of proceedings in Cases pend
Notes of Agreement. 94.

Sl. No	Name of the Court	Case No.	Names of parties	Date of Admission	Stage at wh Cases stood a
1)	Ex-officio 1st Class Magistrate's Court, Mysore	C. Mis 23/24-25	Bore Gowda Vs Thopa Gowda	1-12-1924	1st party's Exam and 4 witnesses for examined. 4 more for the 2nd party h
		24/24-25	Basamma Vs Kommegowda	2.1.1925.	Examination w witnesses for 1st cross examinatio witnesses for 1st examination of and his witnesses
		26/24-25	Kempe Gowda Vs Bore Gowda & others	2.3.25.	Written Stat been filed and po evidence and t of authority re: c
		27/24-25	Kumlegowda alias Siddegowda Vs Thimmegowda & others	12.3.1925	The police r received on 19-3 Statement not ye both the parties
		29/24-25	Fakrulla Khan Vs Syed Siddik Sab	27.3.1925.	Examinati party closed.
2)	Ex-officio 1st Class Magistrate. Nanjangud.	C. Mis 4/24-25		11.8.1924	1st party's eviden pending for 2nd p to
		11/24-25		15.10.24.	pending for evidence
		18/24-25		25.11.24.	1st party's evidence ing for closing 2 evidence.
		22/24-25		24.1.25.	Evidence closed. R
		24/24-25		28.2.25.	1st party's evidence
					party's evidence to
		25/24-25		20.4.25.	pending for evidenc
		27/24-25		9.6.25.	pending for filing w
		29/24-25		13.6.25.	
3)	City Magistrate Mysore				Nil.

Dates. Mysore 7.10.25.

ing on 1st July 1925 with the District Court Mysore

ch has 1-7 25-	Remarks.	Remarks
nation closed		Witness from Kr Durga Rock, Ex officio Magistrate are not received as yet in spite of 3 reminders and one particular a 4th reminder.
2nd party		
witness		
be examined		
Chief of		
arty over.		
of 7		
rty and the 2nd party to be closed		
ments have		
ses for production		
position of Court		
Court was 25. Written fixed by		
of 1st		
Closed.		
ty's evidence close	Since disposed of.	
1st party to close	Do -	
closed, pond- party/s		
arties for order	Since disposed of.	
closed. 2nd	Since Closed. See note	
e recorded.	to 30th inst for orders	
on both sides	Since disposed of	
tten Statements by parties.		

G Narayanaraya
District Magistrate,
Mysore District

20203

2056

No. D2.Dis. 288/J.25-26.

Enc-2

Office of the Deputy Commissioner, Mysore District,

Dated Mysore, 9th November *192* 5.

12

Jan 29-24-11

FROM

A.V. Ramanathan, Esq., B.A.,
District Magistrate &
Deputy Commissioner, Mysore District,
Mysore.

To

B. Nagappa, Esq.,Bar-at-Law.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Bangalore.
Local & Legis.Departments.

SIR,

In continuation of this office No.R.O.C.29/J. 1925-26 dated 26th October 1925, forwarding statement of possession cases relating to all courts except that of French Rocks Sub Division, I have the honor to forward herewith the statement of French Rocks Sub Division Court,together with a copy of the report of the Sub Division Officer, and to state that that what he says about the reasons for the delay is true. He has been working methodically and assiduously and improved the state of work in his Sub Division considerably.

I have the honor to be,
Sir,
Your most obedient servant,

District Magistrate
Mysore District.

A.N.

From

THE DEPUTY COMMISSIONER,
MYSORE DISTRICT,
MYSORE.

To

THE SECRETARY
TO THE GOVERNMENT OF MYSORE,
BANGALORE.

Dated 9th November 1925.

Despatched —

ived

General No. D2.Dis. 288/25-2

No.

Enclosure No Two.

Forwards the statement, of French Rocks Sub Division Court, of possession cases.

Copy of letter No. ~~R.O.C. 29~~ R.II-335/25-26 J. dated 4-11-1925 from the Sub Division Officer, French Rocks Sub Division, to the District Magistrate, Mysore District.

With reference to your memo No. R.O.C.29 of 25-26 dated 10th July 1925 calling for a list of possession cases unde chapter 12 of the Criminal Procedure Code pending for more than 3 months on the 1st July 1925, I have the honor to submit the statement required and to state as follows:-

It will be seen from the enclosed statement that 8 cases under section 145 of Criminal Procedure Code were pending disposal at the end of 1924-25, of which 6 have been since disposed of and only 2 remain. The latter two cases are very much contested. A large number of witnesses have to be examined on either side. The cases, however, have since made good progress and I hope to pass final orders before the end of December next.

As regards the delay in the disposal of each of the cases mentioned in the statement I find that if the explanation is to be adequate and clear I shall have to reproduce practically the entire notes on the order sheets. This process will take up too much space. For this reason I record briefly the causes which are of general applicability and which contributed in the main to the prolongation of the cases in question.

When I took charge of this Sub Division on 2-6-24 very heavy arrears had accumulated in the office. This Sub Division was practically without an officer for more than three months after Mr. T. Hanumantha Rao went on leave. The Special Land Acquisition Officer was nominally in charge but he could not, for obvious reasons, attend to the Sub Division work in addition to his own duties. Soon after I took charge I was asked to conduct the resurvey settlement of the Nagamangala Taluk which occupied me till the middle of July 1924. The Huzur Jamabandy of the Seringapatam Taluk had not yet been completed nor had the Jamabandy reports of any of the taluks conducted by my predecessors been submitted. The completion of the Jamabandy and the drafting and submission of the Jamabandy reports of the four taluks and of the Administration report of the entire Sub Division gave me tight work for nearly a month. Then came the unprecedented floods which seriously affected parts

of peril, spare. [illegible] Taluks. The [illegible] settlement of the Hardy Taluk during 1924-25, the visit of His Highness the Maharaja to Sringeri [illegible] and of His Royal Highness the Prince Arthur of Connaught to Seringapatam, the numerous spot inspections in connection with the disposal of the pending cases and Taluk Offices and the settlement of the Huzur Jamabandy of four taluks kept me very busy throughout the year 1924-25 and prevented frequent and prolonged absence from head quarters in the midst of incessant travelling and heavy tours outside my Head Quarters I did not find enough time to pay special attention to the Criminal work with the result that I could not dispose of all the pending cases before the year closed. All the same, I may point here that out of the 18 current year and 1 section pending on the file of the Court when I took charge 17 have been since disposed of in addition to the 9 cases relating to the year 1924-25. I am trying my best to expedite the disposal of the remaining two cases at present pending in the statement. In this connection I beg to point out that the fault does not entirely lie on one side. The lawyers who appear for the parties very often apply for adjournments which it is not always possible to refuse especially when it is known that an order under section 144 Criminal Procedure Code is not subject to appeal and is final unless and until it is upset by a decree of a Civil Court. In the end I beg to add that work in the Suo Division is very heavy consisting as it does of 5 big taluks. Before I took charge, the Suo Division comprised only four taluks. In the year 1924-25 Krishnarajpet taluk which was till then under the control of the Special Land Acquisition Officer was transferred to my jurisdiction.

'Copy'

For District Magistrate,
Mysore District.

SK.

Statement showing the number of possession cases under sec 145 Cr.P.C. pending in the Court of the 1st class Magis 28
trate, Bench Rocks Andhra for more than three months on the 1st of July 1925.

Serial number	No of the case	Date of institution	Remarks.
1	Mis 10/1922-23	25-7-1922	disposed of on 11.7.1925.
2	Mis 18/22-23	27.5.1923	disposed of on 16.7.1925.
3	" 8/23-24	5-11-1923	disposed of on 31.7.1925.
4	" 10/23-24	26.11.1923	disposed of on 16.7.1925.
5	12/23-24	25.6.1924	These two are contested cases. A large number of witnesses have to be examined on either side. The cases have made fair progress since and I expect to pass final orders early. An explanation in details has been appended to this statement.
6	2/24-25	27.7.24	
7	8/24-25	12.9.1924	disposed of on 31.8.1925.
8	7/24-25	23.11.1924	disposed of on 16.7.1925.

(sd) K. Subbarao
Coppilio 1st class Magte
Bench Rocks Andhra

Copy

Manager
for Magte
17/11/1925.

U 298-24-12

29

Proceedings of the Govt. of H.H.
the Maharaja of Mysore.

Read:-

Letter No.P.33-40/Cts.298-24-2 dated 3-7-1925 to the District Magistrates of Districts stating that it has been brought to the notice of Govt. by the members of the R.A. that there has been inordinate delay on the part of some of the Sub-Division Assistant Commissioner Magistrates in the disposal of possession cases under Chapter XII of the Criminal Procedure Code and calling for a statement of possession cases pending for more than 3 months on 1st July 1925 with explanation for the long pendency in each of the cases.

2. Letter No.Mis50 dated 14-7-25 from the Dt.Magte, Kadur Dt., stating that no cases were pending with the Sub Division Assistant Commissioner Magistrates in his district for more than 3 months on 1st July 1925.

Letter No.JC.10	d/24-7-1925	from D.M. Kolar
" D1Dis.8	23-7-25	"B'lore
" 20	27-7-25	"Chitaldrug
" J.2-8	27-8-25	" Hassan
" JC.16	4-9-25	" Shimoga
" 23	29-9-25	" Tumkur
" 29	7-10-25	" Mysore
" 288	12-11-25	" "

3. Letters from the District Magistrates of Dts. noted in the margin forwarding a statement of possession cases pending with the Sub Division Assistant Commissioner Magistrates in their Districts for more than 3 months with explanations for the delay

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Order No. 3084, 42

Dated 15/11/1925.

From the statements received from the

30

District Magistrates, it is seen that there has generally been considerable delay in the disposal of these cases - some of the cases having been kept pending for over 2 years. In many of the cases the long pendency has been ~~due re-~~ former ~~ported to be~~ due to repeated adjournments granted on account of (1) the absence of ~~the~~ counsel and (2) the absence of the Magistrates from Headquarters owing to Jamabandi and other work- It is very unsatisfactory that cases should be frequently adjourned to the inconvenience of the parties and witnesses ~~to suit~~ the convenience of a particular counsel, or ~~owing to the~~ absence of the Magistrate from Headquarters on the dates of hearing. It is the duty of the Magistrates to so arrange their magisterial work that they may be present at Headquarters on the dates to which the cases are posted, unless they are unavoidably prevented from doing so owing to sudden and unforeseen causes.

2. The Dt.Magtes of Dts. are requested to issue suitable instructions to the subordinate magistracy to guard against such undue delay in the disposal of these cases in future. They should also pay particular attention to the matter by frequent inspection of the subordinate courts and a proper scrutiny of the monthly returns submitted by them.

To,

The Dt.Magtes of Dts.
" Registrar, Ch.Court.

Secretary, L.L.Depts.